

O I P E
MAY 27 2003
In re Patent Application of
PATENT TRADEMARK OFFICE
Serial No. 08/776,350
Filed: April 18, 1997
Title: TREATMENT OF CANCER USING HSV MUTANT

AF/1642
JC328
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
RESPONSE UNDER RULE 116
EXPEDITED HANDLING PROCEDURES

Atty Dkt. 620-73
C#/M#
Group Art Unit: 1642
Examiner: Ungar
Date: May 27, 2003

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P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE/AMENDMENT/LETTER

This is a response/amendment/letter in the above-identified application and includes an attachment which is hereby incorporated by reference and the signature below serves as the signature to the attachment in the absence of any other signature thereon.

Correspondence Address Indication Form Attached.

Fees are attached as calculated below:

| | | | | | |
|--|----|----------------------|---------------------------|-----|----------|
| Total effective claims after amendment | 0 | minus highest number | | | |
| Previously paid for | 20 | (at least 20) = | 0 | x | \$ 18.00 |
| Independent claims after amendment | 0 | minus highest number | | | |
| Previously paid for | 3 | (at least 3) = | 0 | x | \$ 84.00 |
| If proper multiple dependent claims now added for first time, add \$280.00 (ignore improper) | | | | | |
| Terminal disclaimer enclosed, add \$ 110.00 | | | | | |
| <input type="checkbox"/> First/second submission after Final Rejection pursuant to 37 CFR 1.129(a) (\$750.00) | | | | | |
| <input type="checkbox"/> Please enter the previously unentered , filed | | | | | |
| <input type="checkbox"/> Submission attached | | | | | |
| | | | SUBTOTAL | \$ | 0.00 |
| If "small entity," then enter half (1/2) of subtotal and subtract | | | | -\$ | 0.00 |
| <input type="checkbox"/> Applicant claims "small entity" status. <input type="checkbox"/> Statement filed herewith | | | | | |
| Rule 56 Information Disclosure Statement Filing Fee (\$180.00) | | | | | |
| Other: Amendment Under Rule 116; Copy of Declaration Pursuant to MPEP §608.01 (p)I.A.2.; Copies of WO 92/13943 and U.S. Patent No. 6,040,169; Information Disclosure Statement; PTO-1449; Copy of WO 97/12623. | | | | | 0.00 |
| | | | TOTAL FEE ENCLOSED | \$ | 180.00 |

The Commissioner is hereby authorized to charge any deficiency, or credit any overpayment, in the fee(s) filed, or asserted to be filed, or which should have been filed herewith (or with any paper hereafter filed in this application by this firm) to our Account No. 14-1140. A duplicate copy of this sheet is attached.

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NIXON & VANDERHYE P.C.
By Atty.: B. J. Sadoff, Reg. No. 36,663

Signature: B. J. Sadoff